7th August 1929]

Mr. S. Satyamurti :—" Taking the answers to (a) and (b) together,—I am referred to a previous question—may I know whether at present therefore there is no proposal before the Government to directly recruit to sub-judges' places or to create new additional district judgeships ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" No."

Memorials against the direct recruitment of Subordinate Judges.

* 83 Q.—Mr. S. Satyamurti : Will the hon. the Law Member be pleased to state—

(a) whether the Government have received memorials from District Munsifs protesting against the direct recruitment of Subordinate Judges and thereby depriving District Munsifs of their legitimate claims for promotion ; and

(b) whether Government will consult public opinion before finally making up their mind on the matter ?

A.—(a) Yes.

(b) The hon. Member is referred to the answer to question No. 365 given at the meeting of the Legislative Council held on 8th October 1928.

Criminal Justice

Action taken on the judgment of the High Court in the Collett's case.

* 84 Q.—Mr. K. R. Karant : Will the hon. the Law Member be pleased to state—

(a) whether Government have received a copy of the judgment of the High Court in the Collett's case ; and

(b) what action they have taken or propose to take in regard to the Chief Presidency Magistrate ?

A.—(a) Yes.

(b) The Government have the matter under consideration.

Mr. L. K. Tulasiram :—" May I know from the hon. the Law Member whether Government will place the report in regard to this matter on the table of the House ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" I shall consider the suggestion."

Mr. Abdul Hameed Khan :—" Are the Government aware that in the judgment in the Collett's case there is a material difference between the judgment of Justice Waller and that of Justice Anantakrishna Ayyar ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" In what respect ? "

Mr. Abdul Hameed Khan :—" With regard to the Chief Presidency Magistrate ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" The judgment of Justice Anantakrishna Ayyar is silent with reference to the Chief Presidency Magistrate. There are observations in the judgment of Justice Waller, and they have been the subject of several interpellations in this House."